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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

FATEMEH JOHNMOHAMMADI,  
individually and on behalf of other  
persons similarly situated,

Plaintiff,

vs.

BLOOMINGDALE'S, INC., and DOES  
1 through 30,

Defendants.

Case No.: CV 11-6434-GW (AJWx)

**CLASS ACTION**

**STIPULATION TO CONTINUE  
CLASS CERTIFICATION  
HEARING DATE**

Date Action Filed: July 5, 2011

**STIPULATION TO CONTINUE CLASS CERTIFICATION HEARING DATE**

1 Plaintiff Fatemeh Johnmohammadi and Defendant Bloomingdale's, Inc.  
2 hereby enter into the following Stipulation to Continue the Class Certification  
3 Hearing Date in the above-captioned action in view of the following  
4 circumstances:

5 1. On July 5, 2011, Plaintiff filed her class-action complaint in the Superior  
6 Court for the County of Los Angeles. Shortly thereafter, on August 5, 2011,  
7 Defendant removed the action to this Court pursuant to the Class Action Fairness  
8 Act, 29 U.S.C. § 1332(d);

9 2. On October 3, 2011, the parties participated in a Scheduling Conference  
10 before this Court. At the conclusion of the Scheduling Conference, the Court set a  
11 Class Certification Hearing Date for January 30, 2012, and Ordered that the  
12 parties stipulate to a briefing schedule (with the exception of the reply, which is  
13 set to be filed on January 19, 2012);

14 3. The parties have since served their Initial Disclosures pursuant to Rule  
15 26(a) of the Federal Rules of Civil Procedure. Further, pursuant to Rule 30 of  
16 the Federal Rules of Civil Procedure, Defendant took the deposition of the  
17 Plaintiff on November 7, 2011;

18 4. At the conclusion of Plaintiff's deposition, and again on November 9, 2011,  
19 Plaintiff's counsel and Defendant's counsel met and conferred. During the course  
20 of the parties' discussion, Defendant's counsel stated its intention to file a Motion  
21 to Compel Plaintiff Fatemeh Johnmohammadi's individual claims to arbitration  
22 and to dismiss her class allegations;

23 5. Defendant currently anticipates that it will file its Motion to Compel  
24 Arbitration no later than November 28, 2011;

25 6. The parties sharply dispute whether Plaintiff is obligated to arbitrate her  
26 employment-related disputes with Defendant, and whether class or collective  
27 action claims are barred. However, the parties agree that in light of Defendant's  
28

1 anticipated Motion to Compel Arbitration, the January 30, 2012 Class  
2 Certification Hearing Date is premature, in that resolution of the above-stated  
3 arbitration issues may necessarily affect Plaintiff's class claims;

4 WHEREFORE, THE PARTIES HEREBY STIPULATE that the Class  
5 Certification Hearing Date in this action shall be continued from January 30,  
6 2012 to April 30, 2012, or any time thereafter that is convenient for the Court.

7  
8  
9 DATED: November 9, 2011

SPIRO MOSS LLP

10  
11 By: /s/ Rami A. Yomtov

Rami A. Yomtov

12 Attorneys for Plaintiff

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14  
15 DATED: November 9, 2011

BLOOMINGDALES, INC.

16 By: /s/ David E. Martin

17 David E. Martin, pro hac vice admittee  
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